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PATENT APPLICATION  
DOCKET NO.: 34650-00675USPT  
P14340 US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:  
Leif WILHELMSSON et al.

Serial No.: 09/894,052

Filed: June 28, 2001

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Group No.: 2681

Examiner: Not Yet Known

RECEIVED

MAY 08 2002

Technology Center 2600

For: METHOD AND APPARATUS FOR OPTIMIZATION OF SWITCHED-DIVERSITY  
PERFORMANCE

Box NON-FEE AMENDMENT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

|  |
|--|
| <p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this paper or fee is being deposited with the U.S. Postal Service as first class mail on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231</p> <p>Date <u>April 23, 2002</u></p> <p><u>[Signature]</u></p> <p>Signature</p> |
|--|

PRELIMINARY AMENDMENT TRANSMITTAL LETTER

Dear Sir:

This is a response/amendment/letter in the above-identified application and includes the transmitted herewith attachment(s) of the same date and subject which is/are incorporated hereunto by reference. The signature below is to be treated as the signature to the attachment(s) in absence of a signature thereto.

Transmitted herewith in the above-identified application is/are:

- 1) Amendment Transmittal Letter (in duplicate);
- 2) Preliminary Amendment;

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3) Acknowledgment Postcard.

Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement claiming small entity status under 37 CFR 1.9 and 1.27 is enclosed.

X No additional fee is required.

The Fee for entering the attached Preliminary Amendment is calculated below:

|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT | HIGHEST #<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA | SMALL<br>ENTITY<br>RATE |      | LARGE<br>ENTITY<br>RATE |
|---|---|-------------------------------------|------------------|-------------------------|------|-------------------------|
| TOTAL CLAIMS  | _____                                     | _____                               | _____            | x9                      | = OR | x18 = \$_____           |
|   |   | (at least 20)                       | (at least 0)     |                         |      |                         |
| INDEP. CLAIMS   | _____                                     | _____                               | _____            | x40                     | = OR | x80 = \$_____           |
|   |   | (at least 3)                        | (at least 0)     |                         |      |                         |
| FIRST PRESENTATION OF <u>PROPER</u> MULTIPLE DEPENDENT CLAIMS |   |                                     |                  | +135                    | = OR | +270 = \$_____          |
| (leave blank if this is a <u>reissue</u> appln)               |   |                                     |                  |                         |      |                         |

FEE FOR CLAIM AMENDMENTS \$\_\_\_\_\_

IDS ATTACHED REQUIRES OFFICIAL FEE - ADD \$180 (RULE 1.97(c)) PETITION \$\_\_\_\_\_

Assignment Recordation Fee (\$40) \$\_\_\_\_\_

IF TERMINAL DISCLAIMER attached add Rule 20(d) Official Fee \$55 (Small Entity) \$110 (Large Entity) \$\_\_\_\_\_

Petition is hereby made under 37 CFR 1.136(a) to extend the original due date to cover the date this response is filed for which the requisite fee is attached:

|                                      | Small Entity | Large Entity |
|--------------------------------------|--------------|--------------|
| One Month                            | _____ \$ 55  | _____ \$110  |
| Two Months                           | _____ \$195  | _____ \$390  |
| Three Months                         | _____ \$445  | _____ \$890  |
| Four Months                          | _____ \$695  | _____ \$1390 |
| ADDITIONAL FEE FOR EXTENDED RESPONSE |              | \$_____      |

Applicant has not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR 1.611.

TOTAL FEES \$0

PATENT APPLICATION  
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\_\_\_\_\_ A check in the amount of \$\_\_\_\_\_ to cover the TOTAL FEE is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0447.

\_\_\_\_\_ Please charge my Deposit Account No. 10-0447 in the amount of \$\_\_\_\_\_ to cover the TOTAL FEE. This sheet is attached in duplicate.

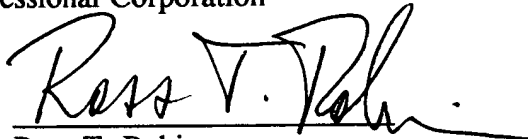
**CHARGE STATEMENT:** If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136. The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and may be required under 37 CFR 1.16-1.18 (missing or insufficiencies only) now or hereafter relative to this application and for the resulting Official Document under 37 CFR 1.20, OR credit any overpayment to our Deposit Account No. 10-0447, for which purpose a duplicate copy of this sheet is attached.

**This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.**

Respectfully submitted,

JENKENS & GILCHRIST,  
A Professional Corporation

By:



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(Send this document in duplicate)